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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 CRAIG YATES,) CASE NO. CV-10-3932-EMC
2)
3 Plaintiff,) STIPULATION AND [PROPOSED]
4 vs.) ORDER TO CONTINUE CASE
5) MANAGEMENT CONFERENCE SET
6) FOR FEBRUARY 14, 2013
7 AUTO CITY 76; R.A.T. OIL, INC., a California)
8 corporation; and CANADIAN AMERICAN OIL)
9 COMPANY, a California corporation)
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11 Defendants.)
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22 Plaintiff CRAIG YATES, and Defendants AUTO CITY 76, R.A.T. OIL, INC., a
23 California corporation, and CANADIAN AMERICAN OIL COMPANY, by and through their
24 respective counsel, respectfully agree and request as follows:

25 WHEREAS, on December 14, 2012, the Court continued the Case Management
26 Conference to February 14, 2013, at 10:30 am to allow the parties to meet and confer regarding
27 remedial work, to allow Defendants to proceed with Plaintiff's deposition and written discovery
28 limited to focused discovery including production of Plaintiff's receipts, and to contact

1 Magistrate Judge Ryu for possible further settlement conference.

2 WHEREAS thereafter, the parties met and conferred regarding remedial work and
3 Defendant has agreed to complete the remedial work requested by Plaintiff.

4 WHEREAS, the parties stipulate and request the Case Management Conference to be
5 continued for at least 90 days to allow the parties to complete discovery as permitted by the
6 Court.

7 WHEREAS, good cause for this request is that Defendant's counsel has been working
8 full time on Unfair Practice cases, one of which is set for trial on April 12, 2013, and has
9 insufficient time to conduct the discovery allowed by the Court in this case.

10 The parties stipulate and request the Case Management Conference be rescheduled to
11 May 10, 2013, at 10:30 a.m.

12 DATED: January 24, 2013.

13 THOMAS E. FRANKOVICH,
A Professional Law Corporation

14 By /s/Thomas E. Frankovich

15 Thomas E. Frankovich
George S. Khoury
16 Attorney for Plaintiff, Craig Yates, an individual

17 DATED: January 24, 2013.

18 LAW OFFICE OF JAMES M. DOMBROSKI

19 By /s/James M. Dombroski

20 James M. Dombroski
21 Attorney for Defendants Auto City 76, R.A.T.
Oil, Inc., a California corporation, and Canadian
American Oil Company, a California corporation

22 ORDER

23 **IT IS SO ORDERED THAT THE** Case Management Conference currently set for
February 14, 2013, shall be rescheduled for May 10, 2013. The Joint Case Management
25 Statement shall be due May 2, 2013.

26 DATED: January 25, 2013.

Honorable Judge
United States District Court
for the Northern District of California

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IT IS SO ORDERED
AS MODIFIED
Judge Edward M. Chen